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TO:

Name: Mail Stop AF
Group Art Unit 3738
Examiner: Paul Prebilic

Firm: U.S. Patent & Trademark Office

Fax No.: 571-273-8300

Subject: U.S. Patent Application No. 09/593,591
Gary K. Michelson
Filed: June 13, 2000
MANUFACTURED MAJOR LONG BONE RING
IMPLANT SHAPED TO CONFORM TO A
PREPARED INVERTEBRAL
IMPLANTATION SPACE
Attorney Docket No. 101.0078-00000
Customer No. 22882
Confirmation No.: 5619

FROM:

Name: Amedeo F. Ferraro, Esq.

Phone No.: 310-286-9800

No. of Pages (including this): 40

Date: May 18, 2007

Confirmation Copy to Follow: NO

Message:

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that the attached Transmittal Form (in duplicate; the total amount of \$120.00 to cover the fee for a one-month extension of time to be charged to Deposit Account No. 50-3726), the Amendment After Final are being facsimile transmitted to the U.S. Patent and Trademark Office on May 18, 2007.


Miyabi Grace Forker

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CFE Received 10 pages; missing 24 pages

FORM PTO-1083

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Attorney Docket No.: 101.0078-00000
 Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Gary K. Michelson

Serial No: 09/593,591

Filed: June 13, 2000

For: MANUFACTURED MAJOR LONG BONE
 RING IMPLANT SHAPED TO CONFORM TO
 A PREPARED INVERTEBRAL
 IMPLANTATION SPACE

Confirmation No.: 5619

Art Unit: 3738

Examiner: Paul Prebille

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

05/21/2007 EHAILE1 00000010 503726 09593591

01 FC:1251 120.00 DA

Transmitted herewith is an Amendment After Final in reply to the final Office Action dated February 12, 2007 in the above-identified application.

☐ No additional fee is required.

☒ Applicant hereby requests a one-month extension of time to respond to the above office action.

The fee has been calculated as shown below:

| The fee has been calculated as shown below: | | | | | | | | |
|---|---|---|---|-----|-------------------------------|--|-------|------------------|
| | (Col. 1) CLAIMS REMAINING AFTER AMENDMENT | | (Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR | | (Col. 3) PRESENT EXTRA* | LG/SM \$ ENTITY FEE | | ADD'L FEE DUE |
| TOTAL CLAIMS FEE | 244 | - | 264 | ** | 0 | LG=\$50 SM=\$25 | \$50 | \$ 0 |
| INDEPENDENT CLAIMS FEE | 9 | - | 9 | *** | 0 | LG=\$200 SM=\$100 | \$200 | \$ 0 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS | | | | | | LARGE ENTITY FEE = \$360 SMALL ENTITY FEE = \$180 | | \$ 0 |
| TOTAL | | | | | | | | \$ 0 |

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

☒ The total amount of \$120.00 to cover the fee for a one-month extension of time is to be charged to Deposit Account No. 60-3726.

☒ The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-3726. A copy of this sheet is enclosed.

☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims

☒ Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,

MARTIN & FERRARO, LLP

Date: May 18, 2007

By: 

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RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3738

PATENT
Attorney Docket No. 101.0078-00000
Customer No. 22882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|------------------------------|---|----------------------------|
| In re Application of: |) | Confirmation No.: 5619 |
| Gary K. Michelson |) | |
| Serial No.: 09/593,591 |) | Group Art Unit: 3738 |
| Filed: June 13, 2000 |) | Examiner: Paul B. Prebille |
| For: MANUFACTURED MAJOR LONG |) | |
| BONE RING IMPLANT SHAPED |) | |
| TO CONFORM TO A PREPARED |) | |
| INTERVERTEBRAL |) | |
| IMPLANTATION SPACE |) | |

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT AFTER FINAL

In reply to the Final Office Action of February 12, 2007, and pursuant to 37 C.F.R. § 1.116, Applicant proposes that this application be amended as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 35 of this paper.

Amendment After Final 05-18-07